

EXHIBIT 1



Entered on Docket
June 29, 2007

Ri-ji

**Hon. Linda B. Riegle
United States Bankruptcy Judge**

LEWIS AND ROCA LLP

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Attorneys for USACM Liquidating Trust

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA**

In re: } Case No. BK-S-06-10725-LBR
USA COMMERCIAL MORTGAGE } Case No. BK-S-06-10726-LBR
COMPANY, } Case No. BK-S-06-10727-LBR
USA CAPITAL REALTY ADVISORS, } Case No. BK-S-06-10728-LBR
LLC, } Case No. BK-S-06-10729-LBR
USA CAPITAL DIVERSIFIED TRUST } CHAPTER 11
DEED FUND, LLC, } Jointly Administered Under Case No. BK-S-06-
USA CAPITAL FIRST TRUST DEED } 10725 LBR
FUND, LLC, } Date: April 26, 2007
USA SECURITIES, LLC, } Time: 9:30 a.m
Debtors. }

Affecting:
 All Cases
or Only:
 USA Commercial Mortgage Company
 USA Capital Realty Advisors, LLC
 USA Capital Diversified Trust Deed Fund,
LLC
 USA Capital First Trust Deed Fund, LLC
 USA Securities, LLC

1 **ORDER SUSTAINING THIRTIETH OMNIBUS OBJECTION OF THE USACM**
2 **LIQUIDATING TRUST TO CLAIMS ASSERTING SECURED STATUS**

3 The USACM Liquidating Trust (the “USACM Trust”) filed its Thirtieth Omnibus
4 Objection to Claims Asserting Secured Status [DE 3189] (the “Objection”) on March 20,
5 2007. Appropriate notice of the Objection was given. A Response to the Objection was
6 filed with the Court as follows:

7 • Reply was filed by Jack S. Tiano [DE 3474] pertaining to Claim No. 10725-
8 00391. A separate stipulation or motion will be filed.

9 No other responses were filed with this Court. The Objection came before the
10 Court for hearing on April 26, 2007 at 9:30 a.m. Good cause appearing, it is

11 **ORDERED:**

12 • Sustaining the USACM Trust’s Thirtieth Omnibus Objection to Claims
13 Asserting Secured Status;
14 • Reclassifying the Proofs of Claim listed on Exhibit A attached as general
15 unsecured claims; and
16 • Reserving the right of any party in interest, including the USACM Trust, to
17 further object to any and all claims listed on Exhibit A attached as unsecured claims or
18 otherwise, whether or not the subject of this Objection.

19 #####

20 PREPARED AND SUBMITTED:

21 **LEWIS AND ROCA LLP**

22 By: /s/ RC (#0006593)
23 Susan M. Freeman
24 Rob Charles
25 *Attorneys for USACM Liquidating Trust*

1 CERTIFICATION OF COUNSEL PURSUANT TO LOCAL RULE 9021

2 In accordance with Local Rule 9021, the undersigned certifies:

3 The Court waived the requirements of LR 9021.

4 I have delivered a copy of this proposed order to all attorneys and unrepresented
5 parties who have appeared at the hearing regarding this matter and/or who filed
a written objection and each has:

6 approved the form of this order;

7 waived the right to review the order;

8 failed to file and serve papers in accordance with LR 9021(c); and/or

9 failed to sign and return this proposed order within five (5) business days
in accordance with LR 9021(b).

10 I have delivered a copy of this proposed order to all attorneys and unrepresented
11 parties who appeared at the hearing regarding this matter and/or who filed a
written objection and all have either approved the form of this order, waived the
right to review the order, failed to file and serve papers in accordance with LR
9021(c) and the following have disapproved the form of the order.

12 No opposition was filed and no other party or counsel appeared at the hearing.

13

14

15 **LEWIS AND ROCA LLP**

16

17 By: /s/ RC (#0006593)
18 Susan M. Freeman
19 Rob Charles
20 Attorneys for USACM Liquidating Trust

21 APPROVED/DISAPPROVED

22 Jack S. Tiano

30th Objection to Claims Asserting Secured Status - Reclassify as General Unsecured Claims

<u>Claimant</u>	<u>Proof of Claim Number</u>	<u>Date Filed</u>	<u>Proof of Claim Amount</u>	<u>Proof of Claim Classification</u>
1 Tds Revocable Family Trust Dtd 9/29/98 T Dwight & Bonnie J Sper Ttees 1005 Cypress Ridge Ln Las Vegas. NV 89144-1425	10725-00506	9/25/2006	\$25,000.00	S
2 Tds Revocable Family Trust Dtd 9/29/98 T Dwight & Bonnie J Sper Ttees 1005 Cypress Ridge Ln Las Vegas. NV 89144-1425	10725-00507	9/25/2006	\$50,000.00	S
3 Tds Revocable Family Trust Dtd 9/29/98 T Dwight & Bonnie J Sper Ttees 1005 Cypress Ridge Ln Las Vegas. NV 89144-1425	10725-00508	9/25/2006	\$50,000.00	S
4 Tds Revocable Family Trust Dtd 9/29/98 T Dwight & Bonnie J Sper Ttees 1005 Cypress Ridge Ln Las Vegas. NV 89144-1425	10725-00509	9/25/2006	\$100,000.00	S
5 Tds Revocable Family Trust Dtd 9/29/98 T Dwight & Bonnie J Sper Ttees 1005 Cypress Ridge Ln Las Vegas. NV 89144-1425	10725-00510	9/25/2006	\$100,000.00	S
6 Tds Revocable Family Trust Dtd 9/29/98 T Dwight & Bonnie J Sper Ttees 1005 Cypress Ridge Ln Las Vegas. NV 89144-1425	10725-00511	9/25/2006	\$100,000.00	S
7 Tds Revocable Family Trust Dtd 9/29/98 T Dwight & Bonnie J Sper Ttees 1005 Cypress Ridge Ln Las Vegas. NV 89144-1425	10725-00512	9/25/2006	\$100,000.00	S
8 Tds Revocable Family Trust Dtd 9/29/98 T Dwight & Bonnie J Sper Ttees 1005 Cypress Ridge Ln Las Vegas. NV 89144-1425	10725-00513	9/25/2006	\$50,000.00	S
9 Tds Revocable Family Trust Dtd 9/29/98 T Dwight & Bonnie J Sper Ttees 1005 Cypress Ridge Ln Las Vegas. NV 89144-1425	10725-00514	9/25/2006	\$100,000.00	S
10 Tds Revocable Family Trust Dtd 9/29/98 T Dwight & Bonnie J Sper Ttees 1005 Cypress Ridge Ln Las Vegas. NV 89144-1425	10725-00515	9/25/2006	\$100,000.00	S
11 Teeter, Louise & Norman 40201 Via Marina Ste 300 Marina Del Rey, CA 90292-5237	10725-02274	1/12/2007	\$61,609.61	S, U
12 Teeter, Norman 4201 Via Marina #300 Marina Del Rey, CA 90292	10725-02275	1/12/2007	\$299,663.64	S, U

13	Teeter, Robert G 4201 Via Marina Ste 300 Marina Del Rev. CA 90292	10725-02276	1/12/2007	\$67,184.61	S, U
14	Terry Bombard 1998 Trust Dtd 1/23/98 C/O Terry Bombard Trustee 3570 W Post Rd Las Vegas. NV 89118-3866	10725-01869	1/5/2007	\$100,000.00	S
15	Terry R Helms Living Trust Terry Helms 809 Upland Blvd Las Vegas. NV 89107-3719	10725-02291	1/12/2007	\$5,577,877.40	S, U
16	Tessel & Berthelot, Michel & Jean Jacques 9328 Sienna Vista Dr Las Vegas, NV 89117-7034	10725-01158	11/9/2006	\$37,426.95	S
17	Thalia Routsis Family Trust C/O Thalia Nicholas Routsis Ttee Po Box 4311 Incline Village. NV 89450-4311	10725-01252	11/10/2006	\$37,732.36	S, U
18	The Berthelot Living Jean Jacques Berthelot Ttee 9328 Sienna Vista Dr Las Vegas, NV 89117-7034	10725-01138	11/9/2006	\$26,500.00	S
19	The Dexter & Betty Jean Guio Trust Dated 4/9/2002 Betty J Guio Ttee 4790 Caughlin Parkway #379 Reno. NV 89519	10725-00577	10/13/2006	\$250,000.00	S
20	The Eric Noel Cartagena Trust C/O Eric N. Cartagena, Trustee P.O. Box 60742 San Dieao. CA 92166-8742	10725-00672	10/23/2006	\$50,000.00	S
21	The M. Evelyn Fisher Revocable Trust Dated 11/07/05 C/O M. Evelyn Fisher, And/OR Successor(S) In Trust 12051 S. Cherokee Ln. Tucson AZ 85736-1317	10725-00578	10/23/2006	\$157,685.97	S, P, U
22	Thomas J Karren Living Trust C/O Thomas J Karren Sole Trustee 20483 Powder Mountain Ct Bend. OR 97702-9552	10725-00522	10/10/2006	\$50,000.00	S
23	Thompson, Gregory R 1005 W Buffington St Upland, CA 91784	10725-02132	1/11/2007	\$50,706.85	S, U
24	Thompson, Wilma Jean 12 Brewster Way Redlands, CA 92373	10725-02133	1/11/2007	\$100,268.37	S, U
25	Threlfall, Ronda L 9915 Saddleback Dr Lakeside, CA 92040	10725-02211	1/12/2007	\$202,806.94	S, U

26	Thrower, Debbie Stephen R Harris Esq Belding Harris & Petroni Ltd 417 W Plumb Ln Reno, NV 89509	10725-01763	12/26/2006	\$150,000.00	S
27	Thurman, Lynnette S & John H 1635 Greycrest Way Reno, NV 89521-4052	10725-00724	10/26/2006	\$54,499.99	S
28	Tiano, Jack 116 W El Portal Ste 103 San Clemente, CA 92672	10725-00391	10/2/2006	\$10,574.00	S
29	Tiano, Norman Eagle Meadows Development Ltd 7070 Rock Dove St Carlsbad, CA 92011-5025	10725-00552	10/12/2006	\$50,000.00	S
30	Tiano, Norman Meadow Creek Partners Llc 7070 Rock Dove St Carlsbad, CA 92011	10725-00553	10/12/2006	\$100,000.00	S
31	Tiki Investment Enterprises, LP 2578 Highmore Ave Henderson, NV 89052	10725-02428	1/12/2007	\$1,200,128.00	S, U
32	Timothy Folendorf Trust Dtd 3/21/00 C/O Timothy Folendorf Trustee Po Box 2 Angels Camp, Ca 95222-0002	10725-00248	9/26/2006	\$50,000.00	S
33	Tischler, Hillari 7408 Doe Ave Las Vegas, NV 89117	10725-00576	10/13/2006	\$166,246.21	S
34	Tom, Sterling 213 Royal Aberdeen Way Las Vegas, NV 89134	10725-00981	10/27/2006	\$150,000.00	S
35	Tom, Sterling 213 Royal Aberdeen Way Las Vegas, NV 89134	10725-00991	11/6/2006	\$150,000.00	S
36	Tom, Sterling 213 Royal Aberdeen Way Las Vegas, NV 89144	10725-00992	11/6/2006	\$50,000.00	S
37	Tom, Sterling 213 Royal Aberdeen Way Las Vegas, NV 89144	10725-00994	11/6/2006	\$50,000.00	S
38	Tom, Sterling 213 Royal Aberdeen Way Las Vegas, NV 89144	10725-00996	11/6/2006	\$25,000.00	S
39	Tom, Sterling 213 Royal Aberdeen Way Las Vegas, NV 89144	10725-00997	11/6/2006	\$25,000.00	S

40	Toombes, Patsy Po Box 11665 Zephyr Cove, NV 89448	10725-00437	10/4/2006	\$371,435.14	S
41	Toombes, Robert C & Patsy G Po Box 11665 Zephyr Cove, NV 89448-3665	10725-00436	10/4/2006	\$371,435.14	S, U
42	Tracy, Richard R & Ursula Po Box 1404 Carson City, NV 89702-1404	10725-02284	1/12/2007	\$152,200.00	S, U
43	Triantos, Rory L 13842 Malcom Ave Saratoga, CA 95070-5314	10725-01450	11/16/2006	\$95,378.62	S, U
44	Triantos, Rory L 13842 Malcom Ave Saratoga, CA 95070-5314	10725-01479	11/16/2006	\$101,527.68	S, U
45	Tripp Enterprises Inc A Nevada Corp Warren W Tripp 250 Greg St Sparks, NV 89431	10725-02103	1/11/2007	\$490,267.92	S, U
46	Tripp Family Trust, Walter C Walter C Tripp Ttee 5590 Briarhills Ln Reno, NV 89502	10725-02269	1/12/2007	\$6,254.31	S, U
47	Tripp Ttee Of The Tripp Enterprises Inc, Warren W 250 Greg St Sparks, NV 89431	10725-02105	1/11/2007	\$437,835.06	S, U
48	Tripp, Carol A 2185 Kinney Ln Reno, NV 89511-6553	10725-02270	1/12/2007	\$50,736.30	S, U
49	Tripp, Walter C 5590 Briarhills Ln Reno, NV 89502	10725-02268	1/12/2007	\$50,716.67	S, U
50	Tripp, Warren W 250 Greg St Sparks, NV 89431	10725-02104	1/11/2007	\$591,701.25	S, U